## **Duane** Morris

DUANE MORRIS LLP ONE MARKET, SPEAR TOWER, SUITE 2000 SAN FRANCISCO, CA 94105-1104 PHONE: 415.371.2200 FAX: 415.371.2201 RZCEIVED GENTEAL FAX CENTER SEP 2 4 2004

## FACSIMILE TRANSMITTAL SHEET

To:

Examiner DAVID J. MCCROSKY, Group Art Unit 3736

FIRM/COMPANY:

Mail Stop RCE

FACSIMILE NUMBER:

703.872.9306

**CONFIRMATION** 

TELEPHONE;

703.305-1331

FROM:

Anne Marie Leavy for Edward J. Lynch

DIRECT DIAL:

415.371.2231

DATE:

September 25, 2004

**USER NUMBER:** 

5121

FILE NUMBER:

Atty Docket No. R0367-00202, USSN 10/004,987

TOTAL # OF PAGES:

(INCLUDING COVERSHEET)

15

MESSAGE:

Attached is a Supplemental Amendment in Response to Office

Action Mailed 06/16/2004.

NOTE: Original will not follow

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**PATENT** 

IN THE UNITED STATES PATENT AND	TRADEMARK OFFICE			
In re the application of BURBANK et al.	) Examiner: D. J. McCrosky			
For: METHODS AND APPARATUS FOR SECURING MEDICAL INSTRUMENTS TO DESIRED LOCATIONS IN A PATIENT'S BODY	) Group Art Unit: 3736			
Serial No.: 10/004,987	) TRANSMITTAL			
Filed: December 4, 2001				
Atty, Docket No.: R0367-00202	<u></u>			
CERTIFICATE OF MALENG/FACSIMILE PURSU  I hereby certify that these papers are being sent by facsimile (6)(203):  Commissioner for Patents, P.O. Box 1450/Alexandria, y A/22318-1150-50  Anne Marie Lear,  Mail Stop RCE  Commissioner for Patents  P.O. Box 1450	UANT TO 37 C.F.R. §1.8 872-9306, addressed to Mail Stop RCE, n. September 24, 2004, in San Francisco, CA			
P.O. Box 1450 Alexandria, VA 22313-1450				
Dear Sir:				
<ol> <li>Transmitted herewith for filing in the above-identifie Supplemental Amendment in Response to Office Act</li> </ol>				
2. Claim Fee Calculation  No additional claim fee is required.  X Amendment increases number of claims or Additional Claim Fee  Pescription  Independent Claims 2201 12 - 10  Total Claims 2202 41 - 38  Additional Claims	e Calculation			
3. Payment of Fees  Enclosed is a check for the total fees due in  X The Commissioner is authorized to charge a of fees which may be required under 3' Account No 04-1679, referencing Atty. Doc	any fees and to credit any overpayment 7 C.F.R. §1.16 or §1.17, to Deposit			
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**PATENT** 

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Spear Stree	t, 20 <sup>th</sup> Floor							
San Francis	t, 20 <sup>th</sup> Floor co, CA 94105 (415) 371-2200					•		

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

Burbank et al.

METHODS AND APPARATUS FOR For: SECURING MEDICAL INSTRUMENTS TO DESIRED LOCATIONS IN A

PATIENT'S BODY

Serial No.: 10/004,987

Filed: December 4, 2001

Examiner: D. J. McCrosky

Group Art Unit: 3736

SUPPLEMENTAL AMENDMENT IN

RESPONSE TO OFFICE ACTION MAILED 06/16/2004

Atty. Docket No.: R0367-00202 CERTIFICATE OF MAILING PURSUANT TO 37 CFR 1.8

I hereby certify that this these papers are being pent by facsimple to (743) 872-9306 addressed to Examiner David J. McCrosky, at Mail Stop RCE, Commissioner for Payents, P.O. Box 1459, Alexandria, VA 22313-1450, on 150 fem Francisco, CA.

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir.

In further response to the final Office Action mailed on June 16, 2004 and pursuant to the Request for Continued Examination concurrently filed, please amend the above-identified application as follows.